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8 UNITED STATES DISTRICT COURT
9 WESTERN DISTRICT OF WASHINGTON
AT TACOMA

10 PRINCE E. KENNEDY,

11 Petitioner,

12 v.

13 DAN PACHOLKE,

14 Respondent.
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Case No. C08-5308BHS-KLS

ORDER GRANTING
RESPONDENT'S MOTION FOR
AN EXTENSION OF TIME

18 This matter comes before the Court on respondent's motion for an extension of time to file a
19 supplemental brief. (Dkt. #26). On November 21, 2008, the Court ordered respondent to provide further
20 briefing on the merits of the fourth ground petitioner raised in his amended petition for federal *habeas*
21 *corpus* relief filed pursuant to 28 U.S.C. § 2254. (Dkt. #25). In his motion, respondent requests an
22 extension of time until January 30, 2009, because his counsel currently is heavily involved in other
23 litigation matters, including two cases involving the death penalty, and will remain so involved through
24 January 2009. See (Dkt. #27).

25 The Court finds respondent's request to be not unreasonable. Accordingly, respondent's motion
26 for an extension of time to file a supplemental brief (Dkt. #26) in response to the Court's order that he do
27 so (Dkt. #25) hereby is GRANTED. Respondent thus shall file his supplemental brief by **no later than**
28 **January 30, 2009**. Plaintiff shall file his reply thereto, if any, by **no later than February 10, 2009**. The

1 Clerk shall re-note the amended petition (Dkt. #6) for consideration on **February 13, 2009**.

2 The Clerk shall send a copy of this Order to petitioner and counsel for respondent.

3 DATED this 9th day of December, 2008.

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7 Karen L. Strombom
8 United States Magistrate Judge
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